

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

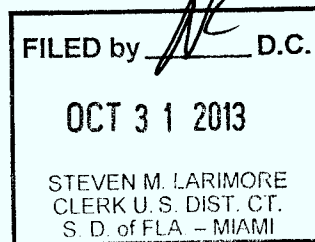
THEODORE D. KARANTSALIS,
Plaintiff,

13-CV-23956-WILLIAMS/TURNOFF

Civil Action Case No.

vs.

ROOFER MIKE INC.
Defendant.



COMPLAINT FOR COPYRIGHT INFRINGEMENT

Plaintiff, Theodore D. Karantsalis, sues Defendant Roofer Mike Inc., and alleges:

NATURE OF ACTION

1. This is an action for copyright infringement pursuant to the United States Copyright Act of 1976, as amended, 17 U.S.C. §§ 101 et. seq. (the “Copyright Act”).

PARTIES

2. Plaintiff is a news reporter and photographer.
3. Defendant Roofer Mike Inc. (“Roofer Mike”) operates a Facebook page at <www.facebook.com/roofermikeinc> and a blog at <http://roofermikestories.roofermikeinc.com> (the “Websites”).

JURISDICTION

4. This Court has jurisdiction over the federal copyright infringement claims pursuant to 28 U.S.C. §1331 and 28 U.S.C. §1338(a).
5. Plaintiff is the owner of the copyright in the visual arts work entitled, “Michael Slattery, president of Roofer Mike Inc.” (the “Work”), attached hereto as Exhibit A.

6. On or about August 7, Roofer Mike displayed, and continues to display, an unauthorized reproduction of the Work (the “Infringement”), attached hereto as Exhibit B, on the Websites.
7. The Infringement, as publicly displayed on the Websites, was and is accessible in South Florida.
8. The Infringement occurred and continues to occur in South Florida.
9. Roofer Mike’s display of the Infringement was and is purposefully directed at South Florida residents.

VENUE

10. Venue is proper under 28 U.S.C. §1391(a)(2) because Roofer Mike does business in this Judicial District and/or because a substantial part of the events or omissions giving rise to the claim occurred in this Judicial District.

FACTS

11. This Work constitutes copyrightable subject matter, pursuant to 17 U.S.C. §102(a)(1).
12. Plaintiff is the owner of the copyright in and to the Work.
13. The Work was originally published on Plaintiff’s blog on or about March 10, 2013, at < <http://miami.typepad.com/springyleaks/2013/03/draft-roofer-mike-has-got-you-covered-by-theo-karantsalis-a-cross-between-bob-the-builder-and-paul-bunyan-mike-sla.html> >.
14. On or about October 16, 2013, the United States Copyright Office (the “USCO”) received Plaintiff’s official submittal for the registration of the Work, including the application, the deposit copy, and the registration fee (the “Complete Application”), Service Request No. 1-1007213553, and attached hereto as Exhibit C is the official

USCO application submittal for the Work depicting the occurrence of the Complete Application.

15. On or about August 7, 2013, Roofer Mike displayed, and continues to display, the Infringement on the Websites.

16. Roofer Mike did not seek permission, in any manner, to reproduce, display or otherwise exploit the Work on the Websites.

17. Roofer Mike was not granted permission, in any manner, to reproduce, display, or otherwise exploit the Work on the Websites.

CLAIM FOR RELIEF: COPYRIGHT INFRINGEMENT

18. Plaintiff repeats and realleges the allegations set forth in Paragraphs 1 through 17 above.

19. Plaintiff holds the exclusive right to reproduce the Work, pursuant to 17 U.S.C. § 106(1).

20. Plaintiff holds the exclusive right to prepare derivative works based upon the Work, pursuant to 17 U.S.C. § 106(2).

21. Plaintiff holds the exclusive right to distribute copies of the Work, pursuant to 17 U.S.C. § 106(3).

22. Plaintiff holds the exclusive right to publicly display the Work, pursuant to 17 U.S.C. § 106(5).

23. Roofer Mike reproduced the Work in derogation of Plaintiff's exclusive rights under 17 U.S.C. § 106(1).

24. Roofer Mike created an unauthorized derivative of the Work in derogation of Plaintiff's exclusive rights under 17 U.S.C. § 106(2).

25. Roofer Mike distributed, and continues to distribute, an unauthorized reproduction of the Work on the Websites, in derogation of Plaintiff's exclusive rights under 17 U.S.C. § 106(3).
26. Roofer Mike publicly displayed, and continues to display, an unauthorized reproduction of the Work on the Websites, in derogation of Plaintiff's exclusive rights under 17 U.S.C. § 106(5).
27. Roofer Mike willfully engaged in the copyright infringement of the Work.
28. Roofer Mike's acts as alleged herein, and the ongoing direct results of those acts, have caused and will continue to cause irreparable harm to Plaintiff in an amount Plaintiff cannot ascertain, leaving Plaintiff with no adequate remedy at law.
29. Unless Roofer Mike is preliminarily and permanently enjoined from further infringement of the Work, Plaintiff will be irreparably harmed, and Plaintiff is thus entitled to preliminary and permanent injunctive relief against further infringement by Roofer Mike of the Work, pursuant to 17 U.S.C. § 502.

PRAYER FOR RELIEF

WHEREFORE, plaintiff requests this Court:

1. Preliminarily and permanently enjoin and restrain Roofer Mike, and Roofer Mike's officers, agents, servants, employees, attorneys, parents, subsidiaries, related companies, partners, and all persons acting for, by, with, through, or under Roofer Mike, from directly or indirectly infringing the Work by reproducing the Work, preparing derivative works based on the Work, distributing the Work to the public, and/or displaying the Work, or ordering, directing, participating in, or assisting in any such activity;

2. Award Plaintiff statutory damages for the willful infringement of the Work, pursuant to 17 U.S.C. § 504(c);
3. Award Plaintiff costs, and fees incurred by Plaintiff in bringing this action, pursuant to 17 U.S.C. § 505;
4. Grant Plaintiff such other relief as this Court deems appropriate.

DEMAND FOR JURY TRIAL

Plaintiff requests a trial by jury pursuant to Rule 38 of the Federal Rules of Civil Procedure.

Dated:

Respectfully submitted,

THEODORE D. KARANTSALIS

By: *Theodore D. Karantalis*
Theodore D. Karantsalis
289 Shadow Way
Miami Springs, Florida 33166
Phone: (510) 863-1189
Fax: (786) 515-9380



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**Roofer Mike Inc
is on Facebook.**

To connect with Roofer Mike Inc, s



Roofer Mike Inc

389 likes · 6 talking about this · 2 were here

Contractor · Roofer

Roofer Mike Inc - Florida Certified Roofing Contractor serving Miami, FL and the surrounding South Florida Area.

www.roofermikeinc.com/

About

38

Photos

Likes

Highlights



Roofer Mike Inc shared a link.
September 26

<http://roofermike.blogspot.com/2013/09/torching-flat-roof-with-roofer-mike.html>

www.roofermikeinc.com



Recent Posts by Others on Roofer Mike Inc



Nicholas Mladucky

Mike, your website is one of the m
October 19 at 4:27pm



Metal Master Shop

Thanks for liking our page! Here
1 · August 13 at 3:12pm



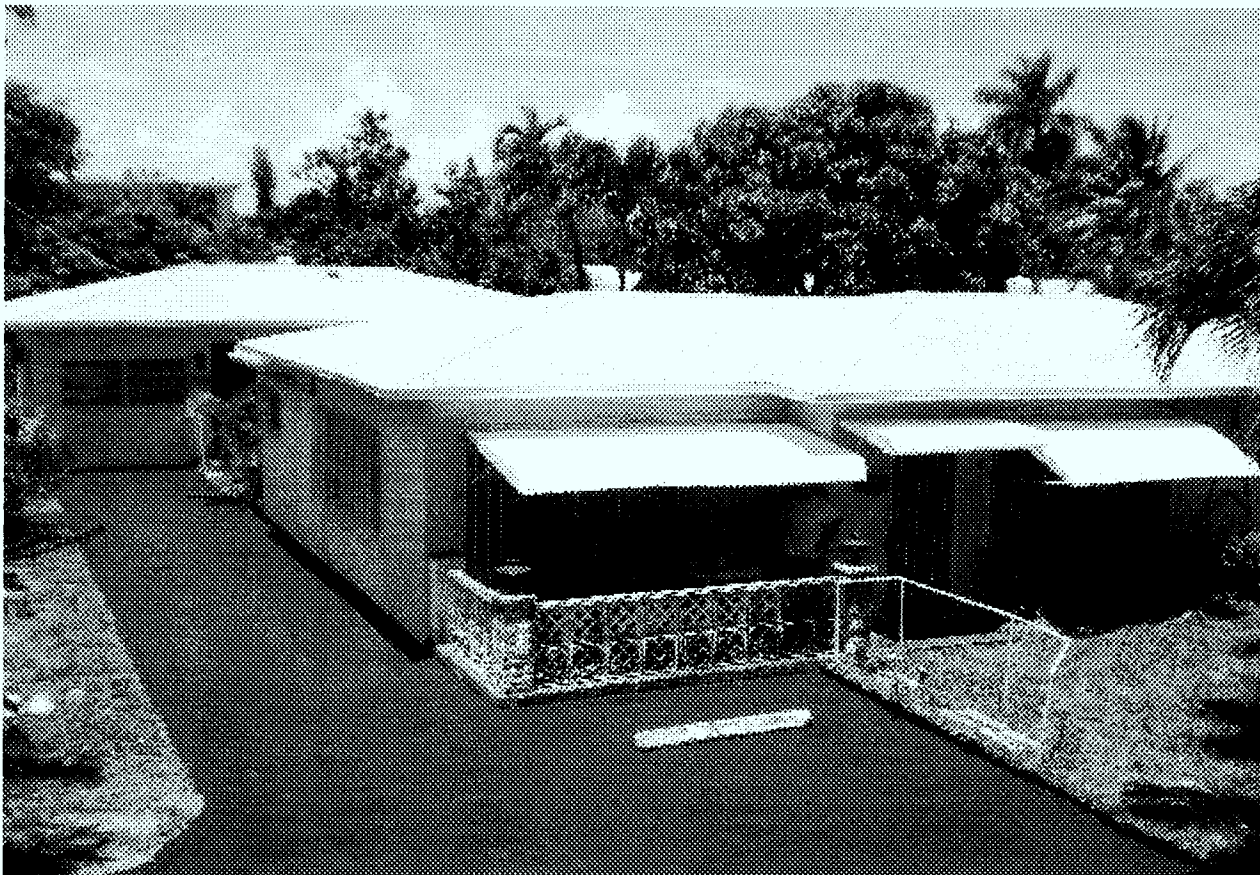
Mackey Metal Roofing Inc.

Hi Mike. Just received a call from a
1 · July 1 at 7:47am

More Posts

Roofing Miami Style With "Roofer Mike"

Roofing in Miami, FL is the topic of this on-site blog at www.roofermikeinc.com



Shingle Roof in North Miami

These shingle roofs in North Miami really look good and will stay looking good featuring GAF 25 Year Royal Sovereign 3-tab shingles with StainGuard protection. The homeowner wisely followed my advice concerning color choice. White shingles reflect the sun's rays, increase energy efficiency, reduce wear and tear on the home's cooling system and also last longer than darker shingles. White Lomanco turbine ventilators were installed which, along with existing continuous soffit vents, also enhanced the home's efficiency.

There was a small flat roof over the kitchen of the main house so we addressed that first. In keeping with our emphasis on energy efficiency we installed an insulated GAF Ruberoid low-slope system including 1 1/2 inches of Energy Guard composite board insulation, a layer of Ruberoid Torch Smooth with a Ruberoid Torch Granule cap. We then coated it with Karnak 97

aluminum roof coating to achieve a Class A fire rating according to UL specs. I like this feature as it gives the system some protection immediately in case the client does not heed our advice and adopt a timely maintenance regimen.

This job involved a main house with a 1400 sq. ft. hip roof and a duplex in the back with a 1200 sq. ft. hip roof. These shingle roofs were fairly straightforward with a little rotten wood and no fascia or soffit to worry about as it was all stucco. Since the shingles and turbines were white we included factory painted 3"x3" white drip-edge flashings to finish the look.

In Miami the elements are tough on a shingle roof but when using Cool Roof concepts throughout the process it can be an efficient and durable option.

by Michael Slattery



"Rubber and Flat Roof"



"Roofer Mike" Slattery

[Hypersmash.com](http://www.hypersmash.com)

This entry was posted in Roofing in Miami, Shingle Roofs and tagged flat roof miami, shingle roof miami on August 7, 2013 [<http://www.roofermikeinc.com/roofermikestories/shingle-roof-in-north-miami/>].

-APPLICATION-

Title _____

Title of Work: Michael Slattery, president of Roofer Mike Inc.

Completion/Publication _____

Year of Completion: 2013

Date of 1st Publication: March 10, 2013

Nation of 1st Publication: United States

Author _____

■ Author: Theodore Demosthenes Karantsalis

Author Created: photograph(s)

Citizen of: United States

Year Born: 1961

Copyright claimant _____

Copyright Claimant: Theodore Demosthenes Karantsalis

289 Shadow Way, Miami Springs, FL, 33166, United States

Rights and Permissions _____

Name: Theodore Demosthenes Karantsalis

Email: karantsalis@bellsouth.net

Telephone: 305-805-9091

Address: 289 Shadow Way

Miami Springs, FL 33166 United States

Alt. Telephone: 786-399-7816

Certification _____

Name: Theodore Demosthenes Karantsalis

Date: October 16, 2013



Registration #:

Service Request #: 1-1007213553

Priority: Routine

Application Date: October 16, 2013 08:51:27 PM

Correspondent

Name: Theodore Demosthenes Karantsalis

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Telephone: 305-805-9091

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Miami Springs, FL 33166 United States

Alt. Telephone: 786-399-7816

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Mail Certificate

Theodore Demosthenes Karantsalis
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